

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

|                                       |   |                                     |
|---------------------------------------|---|-------------------------------------|
| <b>ANGELO L. DAVIS,</b>               | : | <b>CIVIL ACTION NO. 1:16-CV-515</b> |
|                                       | : |                                     |
| <b>Plaintiff</b>                      | : | <b>(Chief Judge Conner)</b>         |
|                                       | : |                                     |
| <b>v.</b>                             | : |                                     |
|                                       | : |                                     |
| <b>PENNSYLVANIA DEPARTMENT</b>        | : |                                     |
| <b>OF CORRECTIONS, <i>et al.</i>,</b> | : |                                     |
|                                       | : |                                     |
| <b>Defendants</b>                     | : |                                     |

**ORDER**

AND NOW, this 26th day of November, 2019, upon consideration of the report (Doc. 144) of Magistrate Judge Joseph F. Saporito, Jr., recommending that the court grant defendants' unopposed motion (Doc. 126) for summary judgment and enter judgment in favor of defendants on all claims brought by plaintiff Angelo L. Davis ("Davis"), and it appearing that Davis has not objected to the report, see FED. R. CIV. P. 72(b)(2), and the court noting that failure of a party to timely object to a magistrate judge's conclusions "may result in forfeiture of *de novo* review at the district court level," Nara v. Frank, 488 F.3d 187, 194 (3d Cir. 2007) (citing Henderson v. Carlson, 812 F.2d 874, 878-79 (3d Cir. 1987)), but that, as a matter of good practice, a district court should afford "reasoned consideration" to the uncontested portions of the report, E.E.O.C. v. City of Long Branch, 866 F.3d 93, 100 (3d Cir. 2017) (quoting Henderson, 812 F.2d at 879), in order to "satisfy itself that there is no clear error on the face of the record," FED. R. CIV. P. 72(b), advisory committee notes, and, following an independent review of the record, the court

being in agreement with Judge Saporito's recommendation, and concluding that there is no clear error on the face of the record, it is hereby ORDERED that:

1. The report (Doc. 144) of Magistrate Judge Saporito is ADOPTED.
2. Defendants' motion (Doc. 126) for summary judgment is GRANTED.
3. The Clerk of Court is DIRECTED to enter judgment in favor of defendants and against Davis on all counts.
4. The Clerk of Court shall thereafter CLOSE this case.

/S/ CHRISTOPHER C. CONNER  
Christopher C. Conner, Chief Judge  
United States District Court  
Middle District of Pennsylvania